IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

THURSDAY, THE 31ST MAY 2007 / 10TH JYAISHTA 1929

WP(C).No. 16584 of 2007(Y)

PETITIONER:

PADMINI MARKETING (P) LTD,
REPRESENTED BY ITS AREA SALES MANAGER,
PANEER SELVAM, 41/732, PULLEPADY,
KOCHI-682 035.

BY ADV. SRI.SALISH ARAVINDAKSHAN
SRI.GEORGE P.VALAVI

RESPONDENTS:

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1. STATE OF KERALA, REPRESENTED BY
SECRETARY (TAXES), SECRETARIAT,
TRIVANDRUM.

2. THE INSPECTING ASSISTANT COMMISSIONER,
COMMERCIAL TAXES, ERNAKULAM.

3. THE DEPUTY COMMISSIONER (APPEALS),
COMMERCIAL TAXES, ERNAKULAM.

BY G.P. SRI.MOHAMMED RAFFIQ

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 31/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR, J.

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W.P.(C) No.16584 of 2007

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Dated this the 31st day of May, 2007.

JUDGMENT

Since the petitioner has filed appeals against sales tax assessments for 2002-2003 to 2004-2005, the W.P. is disposed of granting stay against recovery proceedings till disposal of appeals on petitioner remitting one third of balance tax due under the assessment orders within a period of one month from now. The appellate authority will take up the appeals out of turn and dispose of the same within three months from the date of making payment as above. If above payment is not made, the entire arrears can be recovered pending appeals.

C.N.RAMACHANDRAN NAIR
Judge

pms